

12-17-01

Attorney Docket No. 55325-8148.US06

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Certification under 37 CFR §1.10 (if applicable)

EL 889 534 592 US  
Express Mail Label NumberDecember 10, 2001  
Date of Deposit

hereby certify that this Transmittal Letter, enclosed application and any other documents referred to as enclosed herein, are being deposited in an envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date above and addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Lynnea B. Anderson  
(Print Name of Person Mailing Application)

*Lynnea B. Anderson*  
(Signature of Person Mailing Application)

JC955 U.S. PTO  
10/016324

12/10/01

**Transmittal of Continuation Patent Application**  
**for Filing Under 37 CFR §1.53(b)**

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir: Transmitted herewith for filing is a patent application by inventors:  
Francis J. Martin and Samuel Zalipsky, entitled:

**THERAPEUTIC LIPOSOME COMPOSITION AND METHOD OF PREPARATION**

1. Enclosed are:

- ☒ One stamped, self-addressed postcard for PTO datestamp
- ☒ Certificate of Express Mail
- ☒ One utility patent application containing text pages 1-69 and
  - ☒ 15 Sheets of drawings
- ☒ A Preliminary Amendment.

2. Amendment

- ☒ Please enter the enclosed Preliminary Amendment before calculating the filing fee. It is understood that only amendments reducing the number of claims will be entered for this purpose.
- ☒ Please cancel original claims 1-28, inclusive, before calculating the filing fee.

3. Extension of Time

- ☒ Conditional Petition for Extension of Time: An Extension of Time is requested to provide for timely filing if required to establish copendency with the parent after all papers filed herewith have been considered.

4. U.S. Priority

- ☒ This application is a continuation of U.S. Application No. 09/876,707 filed June 7, 2001, now pending; which is a division of U.S. Application No. 09/517,224 filed March 2, 2000, now U.S. Patent No. 6,316,024; which is a division of U.S. Application No. 09/138,480 filed August 21, 1998, now U.S. Patent No. 6,056,973; which is a continuation-in-part of U.S. Application No. 08/949,046 filed October 10, 1997, now U.S. Patent No. 5,891,468; which claims the priority of U.S. Provisional Application No. 60/028,269, filed October 11, 1996, now abandoned, which are all incorporated herein by reference.

5. Foreign Priority

- ☐ Priority of Application No. filed in on is claimed under 35 USC §119.
- ☐ A certified copy of this priority document is enclosed.

6. Prior Documents Still In Effect

- ☒ This application and parent application Serial No. 08/949,046 filed October 10, 1997 are assigned of record to Alza Corporation, by virtue of its acquisition of Sequus Pharmaceuticals, Inc. and by virtue of Assignments to Sequus Pharmaceuticals, Inc., as recorded in the U.S. Patent and Trademark Office at Reel 9008 and Frame 0824 on February 9, 1998; Reel 8856 and Frame 0669 on October 19, 1997.
- ☒ Power of Attorney in the above-identified prior application is to Judy M. Mohr, Reg. No. 38,563, and the other attorneys or agents identified therein.

7. Entity Status

- ☒ Large entity status applies to this application.
- ☐ Applicant claims small entity status. See 37 CFR §1.27.

8. Fees

The filing fee has been calculated taking into account any amendments in section 2 above:

For:	(Col. 1) No. Filed	(Col. 2) No. Extra	Small Entity			Other Than a Small Entity	
			Rate	Fee		Rate	Fee
Basic Fee				\$370.00	or		\$ 740.00
Total Claims	31 - 20	11	x \$ 9 =	\$	or	11 x \$ 18 =	\$ 198.00
Independent Claims	1 - 3	0	x \$42 =	\$	or	0 x \$ 84 =	\$ 00.00
<input type="checkbox"/> Multiple Dependent Claim Presented			+ \$140 =	\$	or	+ \$280 =	\$ 280.00
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2			TOTAL	\$	or	TOTAL	\$1218.00

- ☒ Please charge the filing fee due to Deposit Account No. 50-0665. The Commissioner is hereby authorized to charge any deficiency in fees under 37 CFR 1.16 and 1.17 to Deposit Account 50-0665.

Respectfully submitted,

*Jacqueline F. Mahoney*

Jacqueline F. Mahoney  
Registration No. 48,390

Date: December 10, 2001

Correspondence Address:

Customer No. 22918  
Phone: 650 838-4410

**Transmittal of Continuation Patent Application for Filing**

*Certification Under 37 C.F.R. §1.10 (if applicable)*

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"Express Mail" Label Number

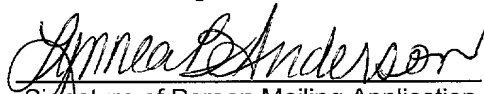
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**Lynnea B. Anderson**

Name of Person Mailing Application

  
Signature of Person Mailing Application

11/14/2001 10:00 AM